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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

WARE, CICELY Q

ART UNIT	PAPER NUMBER
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2634

DATE MAILED: 06/28/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/821,649

Applicant(s)

SONG, HONGJIANG

Examiner

Cicely Ware

Art Unit

2634

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on amendment filed on 2/28/2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-28 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 28 February 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Response to Arguments

1. Applicant's arguments with respect to claims 1-23 have been considered but are moot in view of the new ground(s) of rejection.

Claim Objections

2. Claim 27 is objected to because of the following informalities:

a. Claim 27, line 2, applicant uses the phrase "the processor to storage in indication". Examiner suggests using "the processor to store an indication" for clarification purposes.

Appropriate correction is required.

Claim Rejections - 35 USC § 112

3. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

4. Claims 1-9, 16-28 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to

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one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

a. Claims 1 and 16 recite wherein "the processor performs at least one other function not related to the control of the lock loop circuit". Examiner finds in the disclosure wherein a low pass filtering (Pg. 8, lines 18-31) is used as another function controlled by the processor. However this low pass filtering function is related to the functioning/controlling of the DLL through the microprocessor. Therefore examiner is unable to find support for "the processor performs at least one other function not related to the control of the lock loop circuit" as recited in the claims.

Claim Rejections - 35 USC § 102

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

6. Claims 1, 2, 3, 7, 10, 11, 15, 16, 17, 22 are rejected under 35 U.S.C. 102(e) as being anticipated by Dvorak et al. (US Patent 6,535,989).

(1) With regard to claim 1, Dvorak et al. discloses in (Fig. 1 (110), Fig. 2, Fig. 3, Fig. 4) a locked loop circuit; and processor (Fig. 1 (105)) coupled to the locked loop

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circuit (Fig. 1 (110)) to control the locked loop circuit and perform at least one other function in the system not related to the control of the locked loop circuit (col. 1, lines 15-23).

Examiner asserts that the other functions performed by the processor, functions such as communicating with the other devices are connected through the bus (RAM, printers, etc.).

(2) With regard to claim 2, claim 2 inherits all the limitations of claim 1. Dvorak et al. further discloses in (Fig. 3) wherein the locked loop circuit comprises a delay locked loop circuit (col. 1, lines 24-61, col. 3, lines 57-62, col. 4, lines 5-12).

(3) With regard to claim 3, claim 3 inherits all the limitations of claim 1. Dvorak et al. further discloses in (Fig. 3 (500), Fig. 4 (500)) wherein the locked loop circuit comprises an interface accessible by the processor.

(4) With regard to claim 7, claim 7 inherits all the limitations of claim 3. Dvorak et al. further discloses in (Fig. 3 (500)) wherein the interface includes storage accessible by the processor (Fig. 5 (500, 515)) to store an indication of a selection (505) of one or more of a plurality of output clock signals furnished by the locked loop circuit (abstract, col. 4, lines 17-35, col. 6, lines 43-48).

(5) With regard to claim 10, Dvorak et al. discloses a locked loop circuit comprising (Fig. 3, Fig. 4): a delay line (305-(1-8)) to receive an input clock signal and furnish an output clock signal; a phase detector (310) to indicate a phase difference between the input clock signal and the output clock signal; and an interface (315)

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accessible by a processor (Fig. 1 (105, 110, 115)) to control the locked loop circuit to adjust a timing between the input clock signal and the output clock signal (col. 1, lines 24-61, col. 3, lines 57-62, col. 4, lines 5-12).

(6) With regard to claim 11, claim 11 inherits all the limitations of claims 10.

Dvorak et al. further discloses wherein the locked loop circuit comprises a delay locked loop circuit (col. 3, lines 57-62, col. 4, lines 5-12).

(7) With regard to claim 15, claim 15 inherits all the limitations of claims 10 and 7.

(8) With regard to claim 16, claim 16 inherits all the limitations of claims 1 and 3.

(9) With regard to claim 17, claim 17 inherits all the limitations of claims 16 and 2 above.

(10) With regard to claim 22, claim 22 inherits all the limitations of claims 16 and 7.

Claim Rejections - 35 USC § 103

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

8. Claims 4-6, 8, 9, 12-14, 18-21, 23, 24-28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dvorak et al. (US Patent 6,535,989), as applied to claims 1, 3, 10 and 16 in view of Silvestri (US Patent Application 2002/0130691 A1).

(1) With regard to claim 4, claim 4 inherits all the limitations of claim 3. However Dvorak et al. does not disclose wherein the interface indicates a phase difference between an input clock signal and an output clock signal generated by the locked loop circuit.

However Silvestri discloses in (Fig. 2 (54)) wherein the interface indicates a phase difference between an input clock signal and an output clock signal generated by the locked loop circuit (Fig. 3, pg. 3, col. 2, lines 22-49).

Therefore it would have been obvious to one of ordinary skill in the art to modify Dvorak et al. in view of Silvestri to incorporate wherein the interface indicates a phase difference between an input clock signal and an output clock signal generated by the locked loop circuit in order to provide a memory device having a circuit which dynamically locks a DLL in a minimum number of cycles, which would provide a locking method and apparatus which coincides with the ever-increasing speed of microprocessing and memory access (Silvestri, Pg. 1, col. 2, lines 46-50).

(2) With regard to claim 5, claim 5 inherits all the limitations of claim 3. Silvestri further discloses in (Fig. 1) wherein the system comprises a computer system (26) having a system memory (Fig. 2 (38)) and the interface (Fig. 2 (12)) is addressable (Fig. 2 (34)) in a range of addresses used to access the system memory (Pg. 2, col. 2, lines 5-24, pg. 3, col. 1, lines 6-41).

(3) With regard to claim 6, claim 6 inherits all the limitations of claim 3. Silvestri further discloses in (Fig. 2 (54, 12), Fig. 3 (62)) wherein the interface indicates storage

accessible by the processor to store an indication of a delay used by the locked loop circuit (Pg. 3, col. 2, lines 51-67).

(4) With regard to claim 8, claim 8 inherits all the limitations of claim 1. Silvestri further discloses in (Fig. 1 (12), Fig. 2 (12)) wherein the processor comprises a microprocessor (Pg. 2, col. 1, lines 34-41).

(5) With regard to claim 9, claim 9 inherits all the limitations of claim 1. Silvestri further discloses a system memory storing a program, wherein the processor executes the program to perform said other function (Pg. 2, col. 2, lines 5-24).

(6) With regard to claim 12, claim 12 inherits all the limitations of claim 10. Silvestri further discloses in wherein the interface indicates a phase difference between an incoming clock signal to the locked loop circuit and another signal generated by the locked loop circuit (Pg. 3, col. 2, lines 22-49).

(7) With regard to claim 13, claim 13 inherits all the limitations of claim 10 above. Silvestri further discloses in (Fig. 1) wherein the system comprises a computer system (26) having a system memory (Fig. 2 (38)) and the interface (Fig. 2 (12)) is addressable (Fig. 2 (34)) in a range of addresses used to access the system memory (Pg. 2, col. 2, lines 5-24, pg. 3, col. 1, lines 6-41).

(8) With regard to claim 14, claim 14 inherits all the limitations of claim 10. Silvestri further discloses wherein the interface includes storage accessible by the processor to store an indication of a delay applied by the locked loop circuit to the input clock signal (Fig. 2 (54, 12), Fig. 3 (56, 58)).

(9) With regard to claim 18, claim 18 inherits all the limitations of claim 16.

Silvestri further discloses in (Fig. 2 (30)) performing at least one of read and write operations to the interface to control the locked loop circuit (Pg. 3, col. 1, lines 51-61, col. 2, lines 10-20).

(10) With regard to claim 19, claim 19 inherits all the limitations of claims 16 and

(11) With regard to claim 20, claim 20 inherits all the limitations of claims 16 and

(12) With regard to claim 21, claim 21 inherits all the limitations of claims 16 and

(13) With regard to claim 23, claim 23 inherits all the limitations of claims 16 and

(14) With regard to claim 24, claim 24 inherits all the limitations of claim 1.

Silvestri further discloses an article comprising a computer accessible storage medium storing instructions (Pg. 2, col. 2, lines 5-24).

(15) With regard to claim 25, claim 25 inherits all the limitations of claims 23.

Dvorak et al. further discloses in (Fig. 3) wherein the locked loop circuit comprises a delay locked loop circuit (col. 1, lines 24-61, col. 3, lines 57-62, col. 4, lines 5-12).

(16) With regard to claim 26, claim 26 inherits all the limitations of claim 24.

Silvestri further discloses the storage medium storing instructions to cause the

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processor to use the interface to indicate a phase difference between an input clock signal and output clock signal generated by the locked loop circuit (Pg. 3, lines 51-61).

6. (17) With regard to claim 27, claim 27 inherits all the limitations of claim 24.

Silvestri further discloses in (Fig. 1, Fig. 2) the storage medium storing instructions to cause the processor to store an indication of a delay used by the locked loop circuit in an interface of the locked loop circuit ((Fig. 2 (12, 34, 54), Pg. 2, col. 2, lines 5-24, pg. 3, col. 1, lines 6-41).

(18) With regard to claim 28, claim 28 inherits all the limitations of claim 24.

Dvorak et al. further discloses in (Fig. 3 (500)) wherein the interface includes storage accessible by the processor (Fig. 5 (500, 515)) to store an indication of a selection (505) of one or more of a plurality of output clock signals furnished by the locked loop circuit (abstract, col. 4, lines 17-35, col. 6, lines 43-48).

Conclusion

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cicely Ware whose telephone number is 571-272-3047. The examiner can normally be reached on Monday – Friday, 8-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Chin can be reached on 571-272-3056. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9314 for regular communications and 703-872-9314 for After Final communications.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

Cicely Ware

cqw
June 22, 2005

A handwritten signature in black ink, appearing to read 'Stephen Chin', with a long horizontal flourish extending to the right.

STEPHEN CHIN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600